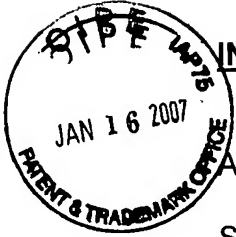


**LAP13 Rec'd PCT/PTO 16 JAN 2007**

**PATENT**

**Attorney Docket No.: 2926 (203-3805PCTUS)**



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Gregg, et al.

Examiner: Unknown

Serial No.: 10/573,210

Art Unit: Unknown

Filed: March 24, 2006

For: Redundant Temperature Monitoring in Electrosurgical Systems  
For Safety Mitigation

**Mail Stop Missing Parts**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35  
U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE  
(DO/EO/US)**

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), dated November 29, 2006, Applicant encloses herewith a properly executed copy of Declaration and Power of Attorney in compliance with 37 C.F.R. 1.497(a) and (b) along with a copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US). Please charge the required fee of \$130.00 to cover the surcharge under 37 C.F.R. 1.492(h) to Deposit

Account No. 21-0550.

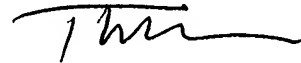
01/17/2007 LLANDGRA 00000061 210550 10573210

01 FC:1617 130.00 DA

Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. 1.492(h), at any time during the pendency of this application, or credit any overpayment of such fee(s), to Deposit Account No. 21-0550. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

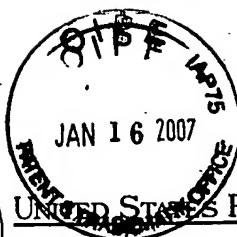
Date: 1/9/07

Respectfully submitted,



Thomas A. Beaton  
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United States Surgical,  
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195 McDermott Road  
North Haven, CT 06473  
Tel: 303-581-6831  
Fax: 303-581-6632

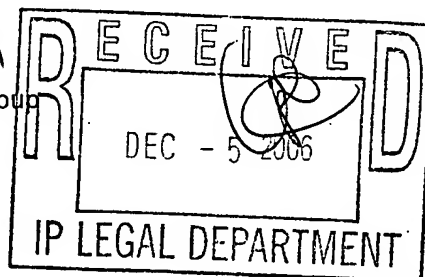


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/573,210	FIRST NAMED APPLICANT William N. Gregg	ATTY. DOCKET NO. 2926PCTUS2933805PCTUS
INTERNATIONAL APPLICATION NO. PCT/US03/33832		
I.A. FILING DATE 10/23/2003		PRIORITY DATE

United States Surgical  
 a Division of tyco Healthcare Group  
 195 McDermott Road  
 North Haven, CT 06473



CONFIRMATION NO. 7313

371 FORMALITIES LETTER



\*OC000000021396848\*

Date Mailed: 11/29/2006

Formal Papers Due: Jan. 29, 2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/24/2006
- Copy of the International Search Report filed on 03/24/2006
- Preliminary Amendments filed on 03/24/2006
- Information Disclosure Statements filed on 05/08/2006
- Request for Immediate Examination filed on 03/24/2006
- U.S. Basic National Fees filed on 03/24/2006
- Specification filed on 03/24/2006
- Claims filed on 03/24/2006
- Drawings filed on 03/24/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/573,210	PCT/US03/33832	2926PCTUS2033805PCTUS

FORM PCT/DO/EO/905 (371 Formalities Notice)



**PATENT**

Atty. Docket No: 2926 (203-3805PCTUS)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S): William N. Gregg, et al.  
SERIAL NO. : 10/573,210 EXAMINER: N/Y/K  
FILED : March 24, 2006 GROUP ART UNIT: N/Y/K  
FOR : Redundant Temperature Monitoring in  
Electrosurgical Systems for Safety Mitigation

**CERTIFICATE OF MAILING**

Date of Deposit: January 11, 2007

I hereby certify that the following:

- ☒ This Certificate of Mailing
- ☒ Response to Notification of Missing Requirements Under 35 U.S.C. 371
- ☒ Notification of Missing Requirements Under 35 U.S.C. 371
- ☒ Copy of executed Combined Declaration and Power of Attorney form
- ☒ Return postcard

are being deposited with the United States Postal Service first-class mail on the Date of Deposit indicated above in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Mary Jo Milacek  
Mary Jo Milacek

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